

UNITED STATES DEPARTMENT OF AGRICULTURE

Farm Service Agency
Room 3416, 700 West Capitol Avenue
Little Rock, Arkansas 72201

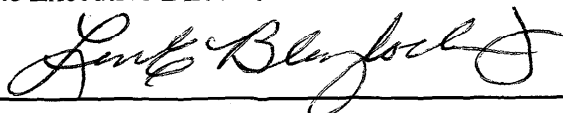
ARKANSAS NOTICE FLP-82

1941-B, 1962-A

For: County Offices

Preparing Uniform Commercial Code (UCC) Forms

Approved by: State Executive Director



1 Overview

**A
Background**

Arkansas has adopted the revisions to the UCC, Article 9, regarding secured transactions, and its adopted forms that were first issued in 1998 to complete filings. These forms contain a space for a social security number or taxpayer identification number.

The revised Article 9, Section 9-523(f), which addresses public availability of records, provides that the filing office "shall offer to sell or license to the public of a nonexclusive basis, in bulk, copies of all records filed...". Some debtors have expressed concern that their taxpayer identification number becomes public information under the provisions of this section.

**B
Purpose**

This notice provides the Regional Attorney, Office of the General Counsel, determination that the taxpayer identification number is not required on UCC Forms.

**C
Contact**

Direct questions about this notice to Tom Howard, Farm Loan Programs Specialist at 501-301-3035 or Email: tom.howard@ar.usda.gov.

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Disposal	Distribution
01/01/2004	All County Offices

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2 Completing UCC Forms

A **Applicable** **Forms**

The following standard national UCC forms contain a field for the debtor's taxpayer identification number.

- UCC-1
- UCC-1AD
- UCC-3

These forms, including instructions for completion, are available in a fillable format on the FFAS Employee Forms Online Website located at <http://165.221.16.90/dam/ffasforms/forms.html>.

B **Action**

There is no specific requirement in the administrative rules published by the Secretary of State that requires the debtor's taxpayer identification number. However, this is not the same as the identification number for an entity, which must either be placed on your UCC financing statement or checked as not having one. This number is generated by the Secretary of State's office when an entity is registered. Failure to include this number or indicate that there is none is reason for the clerk to reject the filing.
